

**McELROY, DEUTSCH, MULVANEY  
& CARPENTER, LLP**

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*Counsel for Defendant Ameridose, LLC*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

ROBERT S. TAYVINSKY and KATHRYN  
TAYVINSKY,

Plaintiffs

vs.

NEW ENGLAND COMPOUNDING  
PHARMACY, INC., d/b/a NEW ENGLAND  
COMPOUNDING CENTER; AMERIDOSE,  
LLC; ALAUNUS PHARMACEUTICAL, LLC;  
PREMIER ORTHOPAEDIC AND SPORTS  
MEDICINE ASSOCIATES OF SOUTHERN  
NEW JERSEY, LLC, also trading as PREMIER  
ORTHOPAEDIC ASSOCIATES; SOUTH  
JERSEY HEALTHCARE; SOUTH JERSEY  
REGIONAL MEDICAL CENTER; KIMBERLEY  
YVETTE SMITH, M.D., a/k/a KIMBERLEY  
YVETTE SMITH-MARTIN, M.D.; JOHN  
DOE(S) CORPORATIONS (1-4); and JOHN  
DOE(S) M.D. (1-3),

Defendants.

Civil Action No.: 12-cv-07717(RMB)(JS)

**APPLICATION FOR A CLERK'S ORDER  
TO EXTEND TIME TO ANSWER, MOVE,  
OR OTHERWISE REPLY TO COMPLAINT**

**PLEASE TAKE NOTICE** that application is hereby made for a Clerk's Order extending time within which defendant Ameridose, LLC, may answer, move or otherwise reply to the Amended Complaint filed on behalf of plaintiffs, and it is hereby represented that:

1. No previous extension has been obtained;

2. Plaintiffs filed a Complaint on November 16, 2012, which was thereafter removed to this Court by Defendant New England Compounding Pharmacy Inc., d/b/a New England Compounding Center;
3. Plaintiffs served process of the Complaint on Defendant, Ameridose, LLC on December 10, 2012;
4. The time to answer, move or otherwise reply to the Complaint has not expired; and
5. Therefore, pursuant to the 14-day extension provided under Local Civil Rule 6.1(b), the time to Answer, Move or otherwise Reply expires on January 14, 2012.

Dated: December 26, 2012

McELROY, DEUTSCH, MULVANEY  
& CARPENTER, LLP  
Attorneys for Defendant,  
Ameridose, LLC

By: /s/ Walter R. Krzastek  
Walter R. Krzastek, Esq.

### **ORDER**

The above application is **ORDERED GRANTED**.

ORDER DATED \_\_\_\_\_

WILLIAM T. WALSH, Clerk

By: \_\_\_\_\_  
Deputy Clerk